

BRIAN D. TUCKER

OFFICE DIRECT: 801-322-8427 EMAIL: btucker@WNLAW.com

1000 Eagle Gate Tower, 60 East South Temple | Salt Lake City, Utah 84111 Tel: (801) 533-9800 | Fax: (801) 328-1707 | www.wnlaw.com

VIA eFILE

PATENT APPLICATION Docket No. 13768.1308

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of		)
	Daniel M. Bodorin	)
Serial No.:	10/769,038	) ) Art Unit
Filed:	January 30, 2004	) 2432
Conf. No.:	7942	)
For:	SYSTEM AND METHOD FOR DETECTING MALWARE IN AN EXECUTABLE CODE MODULE ACCORDING TO THE CODE MODULE'S EXHIBITED BEHAVIOR	) ) ) )
Examiner:	Hadi S. Armouche	)
Customer No.:	47973	)

## TRANSMITTAL FOR AMENDMENT "H" AND RESPONSE AFTER NON-FINAL

VIA E-FILE AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment "H" and Response for entry in the above-identified application.

X To render the transmitted Amendment "H" and Response timely filed, enclosed are the following:

X No additional fee or submission is believed to be required.

The additional claim fee has been calculated as follows:

			SMALL ENTITY		LARGE ENTITY	
CLAIMS REMAINING AFTER	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDT'L FEE	RATE	ADDT'L FEE
TOTAL 9	MINUS 20	=	X	\$0.00	X	\$0.00
INDEPENDENT 4	MINUS 4	=	X	\$0.00	X	\$0.00
1 <sup>st</sup> PRESENTATION OF MULTIPLE DEPENDENT CLAIM		+=		+=		
			TOTAL	\$0.00	TOTAL	\$0.00

X The Commissioner is hereby authorized to charge payment of any of the following fees that may be applicable to this communication and/or the submission accompanying this communication, or credit any overpayment, to Deposit Account No. 23-3178: (1) any filing fees required under 37 C.F.R. § 1.16; (2) any patent application and reexamination processing fees under 37 C.F.R. § 1.17; (3) any fees for filing a terminal disclaimer under 37 C.F.R. §§ 1.321(c) and 1.20(d); and/or (4) any post issuance fees under 37 C.F.R. § 1.20. If any extension of time is required, which has not otherwise been requested, please consider this a petition therefore and charge any additional fees that may be required to Deposit Account No. 23-3178.

Respectfully submitted,

/BRIAN D. TUCKER/

RICK D. NYDEGGER Registration No. 28,651 BRIAN D. TUCKER Registration No. 61,550 Attorneys for Applicant Customer No. 47973